



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
TRANSMITTAL FORM

Application of

ULRICH *et al.*

Serial No.: 08/882,431

Filed: June 25, 1997

For: Bacterial Superantigen Vaccines

Examiner: Allen, M.

Group Art Unit: 1645

Attny Docket: 003/037/SAP

* * * * *

Date: Monday, March 22, 1999

Honorable Commissioner of
Patents and Trademarks
Washington, D. C. 20231

Sir:

Transmitted for filing herewith are the following items:

[x] Response to Office Action dated October 21, 1998

[x] Declaration executed by inventors

[x] ATCC certification of deposit

[x] a copy of four pages from Novagen catalogue

[x] a copy of two pages from Vaccines 96 book

[x] paper and computer readable form of Sequence Listing

[x] Petition is hereby made to extend the original due date of January 21, 1999 to cover the date of this paper accompanied by the extension

fee of: **(Large/Small entity:** ☐ 1 mo. \$110/\$55

[x] 2 mos. \$380/\$190

☐ 3 mos. \$950/\$475

[] 4 mos. \$1,510/755):

\$380.00

Fee required \$380.00

☐ Small entity verified statement filed ☐ herewith ☐ previously.

Please charge the above fee and any missing or inadequate fee re this paper to Deposit Account No. **21-0380** for which purpose a duplicate copy of this sheet is attached.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231 on the date of March 22, 1999.

By Sana A. Pratt
Sana A. Pratt
Reg. No. 39,441

FEE VALUE ACCOUNTABILITY	
DEPOSIT ACCOUNT NO.	
21	0380
FEE CODE	VALUE FURNISHED
116	380.00

Appln. No.: 82,431 Client/Matter: 003/037/SAP
First Inventor: ULRICH
Today's Date: March 22, 1999

Enclosed:

- (X) Duplicate copies of Transmittal Form
- (X) Response to Official Action of October 21, 1998
- (X) Declaration (X) signed
- (X) ATCC certification of Deposit Letter
- (X) A copy of four pages from Novagen catalogue
- (X) A copy of two pages from Vaccines 96 book
- (X) Paper and Computer readable form of Sequence Listing
- (X) Postcard

RECEIPT FROM PTO FOR INDICATED ITEMS





American Type Culture Collection

12301 Parklawn Drive • Rockville, MD 20852 USA • Telephone: 301-231-5519 or 231-5532 • FAX: 301-816-4366

BUDAPEST TREATY ON THE INTERNATIONAL RECOGNITION OF THE DEPOSIT OF MICROORGANISMS FOR THE PURPOSES OF PATENT PROCEDURE

INTERNATIONAL FORM

RECEIPT IN THE CASE OF AN ORIGINAL DEPOSIT ISSUED PURSUANT TO RULE 7.3
AND VIABILITY STATEMENT ISSUED PURSUANT TO RULE 10.2

To: (Name and Address of Depositor or Attorney)

Army Medical Research Institute of Infectious Diseases
Attn: Dr. Robert G. Ulrich
1425 Porter Street
Frederick, MD 21702

Deposited on Behalf of: U.S. Department of the Army

Identification Reference by Depositor:

ATCC Designation

Plasmid in *Escherichia coli* pETB899445C
Plasmid in *E. coli* pETB899445P
Plasmid in *E. coli* pSEB2360210P
Plasmid in *E. coli* pETA489270P
Plasmid in *E. coli* pETA489270C

98445
98446
98447
98448
98449

The deposits were accompanied by: ☐ a scientific description ☒ a proposed taxonomic description indicated above.

The deposits were received June 4, 1997 by this International Depository Authority and have been accepted.

AT YOUR REQUEST: ☒ We will inform you of requests for the strains for 30 years.

The strains will be made available if a patent office signatory to the Budapest Treaty certifies one's right to receive, or if a U.S. Patent is issued citing the strains, and ATCC is instructed by the United States Patent & Trademark Office or the depositor to release said strains.

If the cultures should die or be destroyed during the effective term of the deposit, it shall be your responsibility to replace them with living cultures of the same.

The strains will be maintained for a period of at least 30 years from date of deposit, or five years after the most recent request for a sample, whichever is longer. The United States and many other countries are signatory to the Budapest Treaty.

The viability of the cultures cited above was tested June 9, 1997. On that date, the cultures were viable.

International Depository Authority: American Type Culture Collection, Rockville, Md. 20852 USA

Signature of person having authority to represent ATCC:

Barbara M. Hailey
Barbara M. Hailey, Administrator, Patent Depository

Date: June 9, 1997

cc: Margaret Eichelberger